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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN BONILLA as CHAIRMAN and KEN
WALTERS as CO-CHAIRMAN of the
BOARDS OF TRUSTEES FOR THE
OPERATING ENGINEERS HEALTH AND
WELFARE TRUST FUND, PENSION FUND
FOR OPERATING ENGINEERS, PENSIONED
OPERATING ENGINEERS HEALTH AND
WELFARE FUND, OPERATING ENGINEERS
VACATION AND HOLIDAY TRUST FUND,
NORTHERN CALIFORNIA
PREAPPRENTICE, APPRENTICE AND
JOURNEYMAN AFFIRMATIVE ACTION
TRAINING FUND, OPERATING
ENGINEERS CONTRACT
ADMINISTRATION FUND FOR NORTHERN
CALIFORNIA, OPERATING ENGINEERS
INDUSTRY STABILIZATION TRUST FUND
AND OPERATING ENGINEERS MARKET
PRESERVATION TRUST FUND,

Plaintiffs,

v.

DON PRIDMORE & SON CONSTRUCTION,
INC., a California corporation; and MARILYN
JOAN PRIDMORE, an Individual,

Defendants.

CASE NO. C-05-3977 VRW

**STIPULATION TO PERMIT
PLAINTIFFS TO FILE FIRST
AMENDED COMPLAINT AND
(~~PROPOSED~~) ORDER THEREON**

The parties hereto, through their respective counsel, hereby stipulate that plaintiffs may file the First Amended Complaint for Damages for Breach of Collective Bargaining Agreement, to

1 Recover Trust Fund Contributions and for Injunctive Relief which is attached hereto as **Exhibit A**,
2 and that the same shall be deemed served upon defendants on the date of entry of the order set forth
3 below.

4 DATED: May 4, 2006.

STANTON, KAY & WATSON, LLP

6 By /s/ Anne Bevington

Anne Bevington

7 Attorneys for Plaintiffs

8 DATED: May 4, 2006.

RYBICKI & BLEVANS, LLP

10 By /s/ Patrick Sutton

Patrick B. Sutton

11 Attorneys for Defendants

13 **ORDER**

14 The Court having read the parties' Stipulation to Permit Plaintiffs to File First Amended
15 Complaint, and good cause appearing therefor, the stipulation is hereby adopted as the order of this
16 Court.

17 IT IS HEREBY ORDERED.

18 DATED: _____



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